

**Rocky Flats Citizens Advisory Board
Meeting Minutes
December 5, 2002
6:45 to 9 p.m.
DoubleTree Hotel, 8773 Yates Drive, Westminster**

FACILITATOR: Reed Hodgins

Outgoing chair Jeff Eggleston called the meeting to order at 6:45 p.m. and handed off to the Board's new chair, Victor Holm. Victor presented Jeff with a certificate of appreciation for his service to the Board as chair for the past year.

BOARD / EX-OFFICIO MEMBERS PRESENT: Joe Downey, Jeff Eggleston, Maureen Eldredge, Jim Fabian, Anne Fenerty, Shirley Garcia, Earl Gunia, Kip Harward, Victor Holm, Jim Kinsinger, Bill Kossack, Mary Mattson, Aliyah Mirza, LeRoy Moore, Nancy Peters, Andrew Ross / Steve Gunderson, Joe Legare, Tim Rehder, Dean Rundle

BOARD / EX-OFFICIO MEMBERS ABSENT: Suzanne Allen, Dave Davia, Tom Gallegos, Henri Jonas, Tom Marshall

PUBLIC / OBSERVERS PRESENT: Moe Bonakdar (MERCOC); Dave French (citizen); Greta Thomsen (Kaiser-Hill); Melissa Anderson (RFCLoG); Dave Shelton (Kaiser-Hill); Liz Wilson (DOE-RFFO); Dave Floyd (citizen); George Goddu (citizen); Martin Transue (citizen); Lane Butler (Kaiser-Hill); Alan Trenary (citizen); Mike Fenerty (citizen); Bob Nininger (Kaiser-Hill); John Richardson (CU student); Mark Sattelberg (USFWS); Pat Etchart (DOE-RFFO); Dave DePenning (citizen); Doris DePenning (citizen); Jan Gunia (citizen); Rob Henneke (EPA); John Corsi (Kaiser-Hill); Rick Warner (citizen); Deb French (RFCAB staff); Jerry Henderson (RFCAB staff); Ken Korkia (RFCAB staff); Patricia Rice (RFCAB staff)

BOARD BUSINESS: Two Board members, Suzanne Allen and Henri Jonas, have requested short leaves of absence, citing health reasons. The Board approved leaves of absence for them. Both members will return to active membership in March.

PUBLIC COMMENT PERIOD:

Comment: John Richardson, CU student. You will be reaching a decision tonight and that will involve some compromise. However, in your deliberations, please don't compromise the health and safety of the public.

END-STATE DISCUSSION: The majority of the meeting was devoted to discussing Draft 4 of the Board's comprehensive end-state recommendation. A recommendation drafting committee, comprised of several Board members, met three times since last month's Board meeting and prepared this draft of the recommendation for Board review. This was the second time the Board as a group was able to discuss the text contained in the recommendation. Board members were asked to first consider the document as a whole, then to address any conceptual problems they saw in the document rather than how ideas are expressed.

Since DOE and the regulators had recently released the Rocky Flats Cleanup Agreement (RFCA) modification document for review, one Board member was concerned the Board's recommendation does not specifically address what is contained in the RFCA document. Other Board members agreed that may be an issue, but still wanted to use the language that had been drafted so far. After much discussion, the Board agreed to issue a recommendation to the RFCA agencies with two distinct pieces: one that conveys the broader scope of the Board's ideas and values as they relate to the end-state of Rocky Flats; and the second part to provide more specific recommendations on what is contained in the RFCA modifications document.

Next, the Board spent time discussing the language in their draft recommendation document. Several

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modifications were proposed. In addition, some language and recommendations were identified as being more specific or technical in nature, or that commented more directly on the RFCA modifications document. Those sections may be moved to the new recommendation section, which is to be developed later.

After some changes were made to the text, the Board approved the recommendation. Some minor details of the text will be reworked over the next month. Board chair Victor Holm has been asked to give a presentation at a public meeting to be held December 17, which is being sponsored by the RFCA parties to allow the public to comment on its proposed modifications to the Rocky Flats Cleanup Agreement. At that meeting, Victor will present some of the ideas expressed in the Board's recommendation.

The Board's Closure Projects Committee is meeting on December 10, and that committee will begin to develop language for the new section of the recommendation that addresses the proposed modifications to RFCA. Then the drafting committee will meet again in early January to finalize a recommendation for the Board's review and approval.

Joe Legare, DOE-RFFO, presented a letter to Victor Holm to notify the Board that the RFCA parties had agreed to extend the public comment period on the RFCA modifications document through January 31. Because of this, the Board agreed to hold two meetings in January to refine language in its recommendation addressing RFCA changes. The Board's February meeting will be held on January 23 to accommodate the new schedule for public comment.

STATEMENT OF CONCERN REGARDING PUBLIC PARTICIPATION FOR THE WILDLIFE REFUGE

SCOPING PROCESS: Board Member Anne Fenerty said she was concerned the scoping process by the U.S. Fish and Wildlife Service on the comprehensive conservation plan and environmental impact statement for the Rocky Flats National Wildlife Refuge was extremely managed by the Service. She said while the notices were published in the newspapers, not many people saw them and were, therefore, excluded from participating in the process. She also said an environmental impact statement and public hearings are demanded by the National Environmental Policy Act. In addition, she said no mention was made at the opening of the scoping meetings of contamination at the site.

Dean Rundle, refuge manager at the Rocky Mountain Arsenal National Wildlife Refuge, said the Service chose to do an environmental impact statement instead of an environmental assessment, which would have entailed a much less complex process, because of the controversial and complex nature of Rocky Flats. He said NEPA does not mandate the Service have public hearings but does mandate the public be involved. Dean said the initial meetings and comment period supported the scoping process alone. When the alternatives analysis is published, he said, there would be more public meetings. Dean also said it is not the responsibility of the Service to determine what levels of contamination will be at the site. He said the Service will only accept land for the refuge that has been certified clean. But, he added, the Service acknowledges the need to consider residual contamination when developing alternatives for refuge management.

NEXT MEETING:

Date: January 9, 2003, 6 to 9:30 p.m.

Location: Jefferson County Airport Terminal Building, Mount Evans Room, 11755 Airport Way, Broomfield

Agenda: Update on site closure progress; approve end-state recommendation

MEETING ADJOURNED AT 9:35 p.m. *

(* Taped transcript of full meeting is available in the RFCAB office.)

RESPECTFULLY SUBMITTED:

Joe Downey, Secretary

Rocky Flats Citizens Advisory Board

The Rocky Flats Citizens Advisory Board is a community advisory group that reviews and provides recommendations on cleanup plans for Rocky Flats, a former nuclear weapons plant outside of Denver, Colorado.

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